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April 2, 2012

VIA FACSIMILE

Hon. Robert P. Patterson  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, New York 10007-1312

Re: Levin v. Bank of New York, et al., 09 Civ. 5900 (RPP)

Dear Judge Patterson:

We represent Third-Party Defendant [REDACTED] in the above-referenced action. I write to request additional time upon consent of the necessary parties to file a response to the third-party complaint (the "Complaint") filed by Third-Party Plaintiff The Bank of New York Mellon ("BNY Mellon") on January 20, 2012.

On February 13, 2012, [REDACTED] received a copy of the summons and Complaint at its offices in [REDACTED], which indicated a response date of March 5, 2012. Since that time, [REDACTED] has been diligently investigating whether it has an interest in electronic funds transfers ("EFTs") blocked by BNY Mellon, and has also been corresponding with counsel for BNY Mellon regarding a stipulation to waive any claims to those blocked EFTs. For these reasons, [REDACTED] respectfully requests an extension of time to respond to the Complaint until April 13, 2012. This is [REDACTED]'s first request for an extension of time. As indicated, counsel for BNY Mellon and the Greenbaum and Acosta Creditors consent to this extension.

Respectfully submitted,

Matthew R. Belz

cc: J. Kelley Nevling, Jr., Esq. (counsel for Third-Party Plaintiff BNY Mellon)  
David B. Misler, Esq. (counsel for the Heiser Creditors)  
Benjamin Weathers-Lowin, Esq. (counsel for the Greenbaum and Acosta Creditors)  
Don Howarth, Esq. (counsel for the Levin Creditors)

application  
granted.

SO ORDERED

4/2/12

ABU DHABI ALMATY ANKARA BEIJING BERLIN BRATISLAVA BRUSSELS BUCHAREST BUDAPEST DOHA DÜSSELDORF FRANKFURT  
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